
Publish date:
11/27/2013

WQC number: 063-I003-WQC-1

Public Notice

Closing Date:
12/26/2013

This letter serves as the formal notice of the receipt of an application for a Section 401 Water Quality Certification by the Kentucky Division of Mine Permits (KDMP). The purpose of this notice is to inform the public of active applications awaiting certification under Section 401 of the Clean Water Act (33 U.S.C. § 1341) and to solicit comments and information on any impacts to water quality as it related to the specific project. DMP will evaluate whether the project complies with Kentucky's water quality standards.

The comment period will run for 30 days, as is indicated in the upper portion of this notice. Any person who wishes to comment or receive information pertaining to the pending WQC application, must contact the WQC coordinator at 502 564-2320, or submit comments to: Water Quality Certification 2 Hudson Hollow, Frankfort KY 40601, within the 30 day comment period. All comments will be reviewed and water quality issues will be considered during the review process.

The public may review the detailed Compensatory Mitigation Plan at the Division of Mine Permits office at: #2 Hudson Hollow Frankfort, KY 40601

**COMMONWEALTH OF KENTUCKY
ENVIRONMENTAL AND PUBLIC PROTECTION CABINET
DEPARTMENT FOR NATURAL RESOURCES
DIVISION OF MINE PERMITS**

**APPLICATION FOR WATER QUALITY CERTIFICATION
FOR SURFACE COAL MINING ACTIVITIES**

The Clean Water Act Section 401 Water Quality Certification (WQC) program in Kentucky ensures that activities which may involve a discharge into waters of the State which require federal permit or license are consistent with Kentucky's water quality standards found in 401 KAR Chapter 5. The Environmental and Public Protection Cabinet has authorized the Department for Natural Resources to issue water quality certifications related to surface coal mining operations. The project may not start until all necessary approvals are obtained. For questions concerning the WQC process, contact the WQC Coordinator at 502/564-2320.

1. OWNER:

Kentucky Division of Abandoned Mine Lands

Give name of person(s), company, governmental unit, or other owner of proposed project.

MAILING ADDRESS:

2521 Lawrenceburg Rd.

Frankfort, KY 40601

TELEPHONE #: 502-564-2141

EMAIL: jason.robinson@ky.gov

2. AGENT:

N/A

Give name of person(s) submitting application, if other than owner.

ADDRESS:

N/A

N/A

TELEPHONE #: N/A

EMAIL: N/A

3. CONSULTANT N/A

TELEPHONE #: N/A

EMAIL: N/A

4. DESCRIPTION OF CONSTRUCTION:

1. Construction of 525 LF open limestone channel
2. Construction of 1,300 LF open limestone channel
3. Construction of 950 LF open limestone channel

Describe the type and purpose of construction and describe stream impact

5. COUNTY: Laurel NEAREST COMMUNITY: London

6. USGS QUAD NAME: Bernstadt

LATITUDE/LONGITUDE: 37.15270°N; 84.16171°W

7(a). STREAM NAME (List all stream reaches affected):

Unnamed intermittent tributaries of Woods Creek Lake

WATERSHED SIZE (above the toe of permanent structure for each stream reach) in acres:

Above Channel 1- <10 acres

Above work in Channel No. 2- 110 acres

Above work in Channel No. 3- 134 acres

LINEAR FEET OF EACH STREAM IMPACTED (including flow regimes):

1. Intermittent channel- 525 LF (flows into No. 2)

2. Intermittent channel- 1,300 LF (flow into Woods Creek Lake)

3. Intermittent channel- 950 LF (flows into No. 2)

7(b). WETLANDS (Provide acreage of wetlands impacted): 0 acres

8. DIRECTIONS TO SITE:

From I-75 take Exit 41, turn onto KY 80 west. Travel on KY 80 west for 2.5 miles and turn onto Newberry Rd (KY 1535). From Newberry Rd turn right onto Somerset Rd (KY 1956). Go 0.4 miles to the gravel driveway on left. This is the access to the work area.

9. HAS AN APPLICATION FOR A CORPS OF ENGINEERS 404 PERMIT BEEN SUBMITTED?

☒ Yes ☐ No TYPE OF PERMIT: NW 14 ☐ NW 21 ☐ NW 27 ☐ Individual ☐ NW 37 ☒

10. DNR (SMCRA) Permit No. NA DAML and KPDES No. NA are associated with this mining activity.

11. LIST OF ATTACHMENTS: List plans, profiles, or other drawings and data submitted. Attach a copy of a 7.5 minute USGS topographic map clearly showing the project location.

Project location sheet on USGS Topo & Aerial

I hereby request approval for construction across or along a stream as described in this application and any accompanying documents. To the best of my knowledge, all the information provided is true and correct.

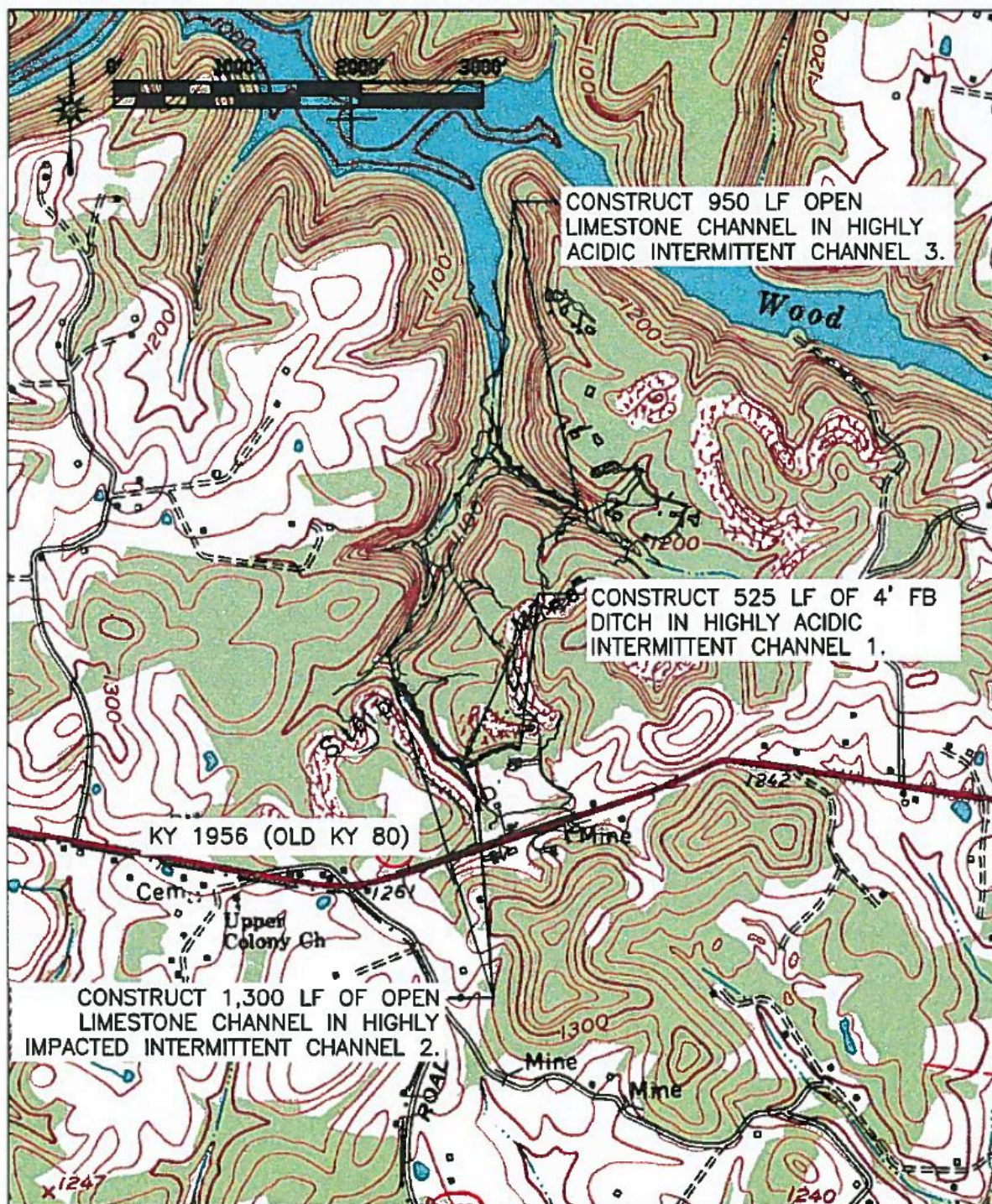
SIGNATURE:

Garon Robinson, Env. Sig. II DAME
Owner or Agent sign here. (If signed by Agent, a Power of Attorney should be attached.)

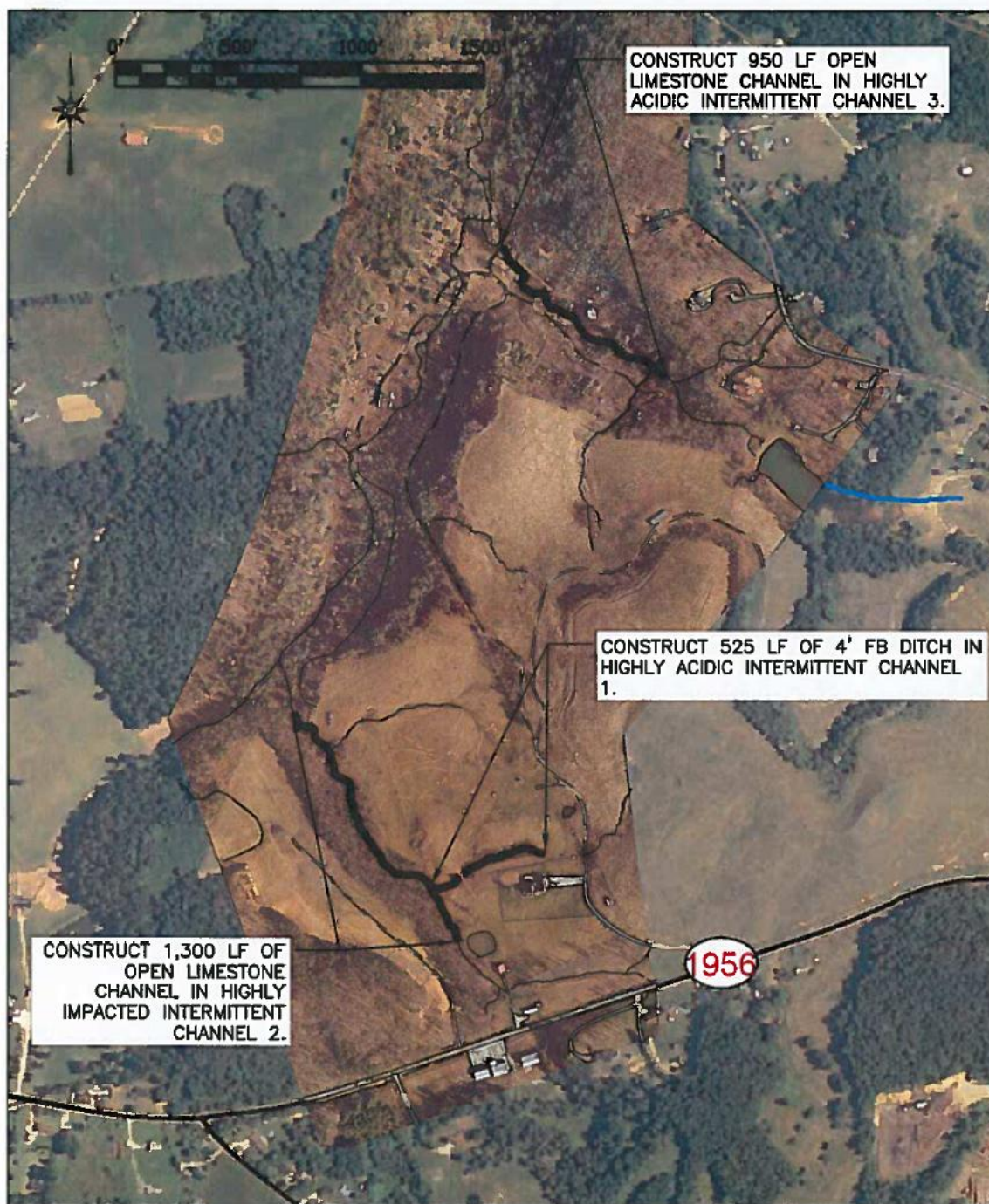
DATE: 11/25/13

SUBMIT APPLICATION AND ATTACHMENTS TO:

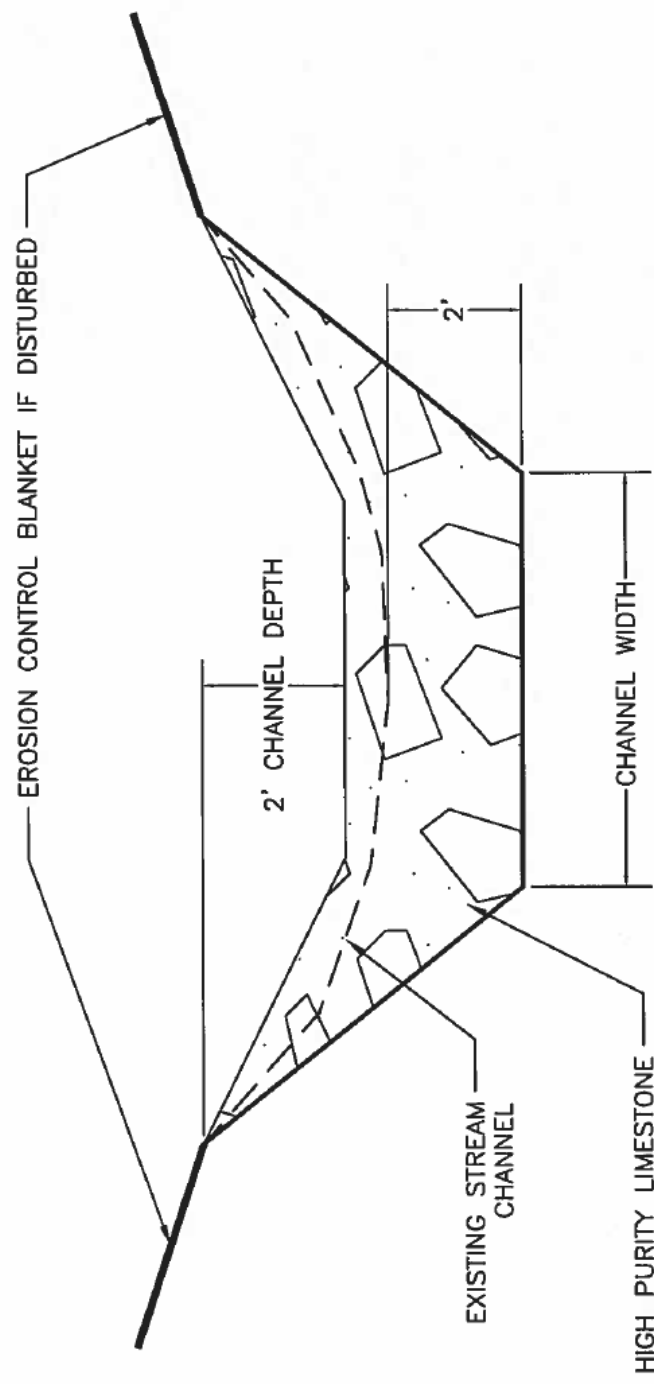
WQC Coordinator
Division of Mine Permits
2 Hudson Hollow
Frankfort, KY 40601



BINDER-WOOD CREEK LAKE AND PROJECT
USGS QUADRANGLE- BERNSTADT



BINDER-WOOD CREEK LAKE AND PROJECT
USGS QUADRANGLE- BERNSTADT



OPEN LIMESTONE CHANNEL